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TO ALL PARTIES AND COUNSEL OF RECORD:

Defendant(s).

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YOU ARE NOTIFIED THAT the Defendants' Motions to Dismiss (Docket Items 51 and 46) before Judge James Ware previously noticed for July 21, 2008 and July 28, 2008 at 9:00 AM respectively

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have been noticed for dates unavailable to the Court. Defendants' Motions have been reset to October 6, 2008 at 9:00 AM Courtroom 8, 4th Floor, 280 S. 1st Street, San Jose, California. Dated: June 13, 2008 FOR THE COURT, Richard W. Wieking, Clerk

> Elizabeth Garcia Courtroom Deputy

United States District Court